IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CRIMINAL APPELLATE JURISDICTION

CRIMINAL APPLICATION NO.4403 OF 2005

Shri.Ashish Kumar Modi ...Applicant

Vs.

M/s.Fortis Financial
Services & Anr. ...Respondents

...

Mr. Raju Maruti Yamgar i/b Ms. S.D.Khot
for Applicant
Mr. V.B.Konde-Deshmukh, A.P.P. for the State

...

CORAM: SMT.V.K.TAHILRAMANI,J.

DATE : JULY 26,2005

P.C.

1. Heard the learned advocate for the applicant and the learned A.P.P. for the State.

2. The applicant is seeking quashing of NBW issued against him by the learned Special M.M., 25th Court, Small Causes Court at Mumbai in C.C.No. 1607/S/2002.

3. The learned advocate for the applicant has stated that NBW has been issued against the applicant by the trial Court and the learned advocate for the applicant prayed that NBW be quashed. I am not inclined to quash the said NBW as in my opinion, it would be appropriate that the applicant approaches the trial Court and prefers an application for setting aside NBW. In order to enable the applicant to take necessary steps in respect of NBW before the trial Court, NBW are stayed for a period of five weeks from today.

4. Criminal Application is disposed of.

[V.K.TAHILRAMANI,J.]